

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN**

Case No.: **14-25236**
Judge: **SVK**
Chapter: **Chapter 13**

In Re: Donald Habermehl

NOTICE AND REQUEST TO MODIFY CHAPTER 13 PLAN

The Debtor, through Geraci Law, LLC, has filed papers with the court requesting modification of the Chapter 13 Plan in the above case.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you do not want the court to modify the plan as proposed, or if you want the court to consider your views on the request, then on or before 21 days after service of this notice, you or your attorney must:

File with the court a written request for hearing which shall contain a short and plain statement of factual and legal basis for the objection. File your written request at:

1. Clerk, U.S. Bankruptcy Court
517 East Wisconsin Avenue, Room 126
Milwaukee, WI 53202-4581

and provide copies to

United States Trustee
Eastern District of Wisconsin
517 East Wisconsin Avenue, Room 430
Milwaukee, WI 53202

Mary B. Grossman
Chapter 13 Trustee
P.O. Box 510920
Milwaukee, WI 53203

Geraci Law, LLC
Andrew Mark Golanowski
2505 N. Mayfair Rd. #101
Wauwatosa, WI 53226

Donald Habermehl
5136 W. Plainfield Ave.
Milwaukee, WI 53220

in time for its receipt by the above deadline. If you or your attorney do not take these steps, the Court may decide that you do not oppose the request and may enter an order modifying the Plan.

REQUEST TO MODIFY CHAPTER 13 PLAN

1. The Proponent of this modification is the Debtor.
2. This is a request to modify a Chapter 13 Plan:
 - a. post-confirmation
 - b. pre-confirmation
 - i. Debtor(s)/Debtor(s) attorney certifies that the proposed modification does not materially adversely affect creditors (Local Bankruptcy Rule 3015(b)); or
 - ii. Debtor(s)/Debtor(s) attorney certifies that the proposed modification materially adversely affects only the following creditors and a copy of the proposed modification has been served on them (Local Bankruptcy Rule 3015(b)). The creditors affected are:
3. The Proponent wishes to modify the Chapter 13 Plan to do the following: account for a supplemental mortgage arrearage claim.
4. The reason(s) for the modification is/are: see above.
5. Select A or B:
 - A. The confirmed Chapter 13 Plan is modified as follows: the Debtor shall pay \$1,288 per month for the remainder of the Plan. This accounts for an anticipated supplemental mortgage arrearage claim.
 - B. The unconfirmed Chapter 13 Plan is modified as follows:

All remaining terms and provisions of the Plan are unaffected unless specifically addressed herein. In the event of a conflict between the original Plan and the modification set forth above, the latter shall supersede and control.

- 6. BY SIGNING BELOW THE PROONENT OF THE MODIFICATION CERTIFIES THAT, AFTER REVIEW OF THE MODIFICATION AND ALL OTHER TERMS AND PROVISIONS OF THE PLAN, THOSE REMAINING TERMS AND PROVISIONS OF THE PLAN ARE CONSISTENT WITH THE PROPOSED MODIFICATIONS.**

CERTIFICATION

Complete one of the certifications below:

- 1. I/We, _____, the debtor(s) in this case, certify that I/we have reviewed the modification to the Chapter 13 plan proposed in this motion, and I/we authorize my/our attorney to file it with the court.**

Debtor

Date

Debtor

Date

OR

- 2. I, Andrew Golanowski, attorney for the debtor(s), certify that I have reviewed the modification proposed above with the debtor(s), and that the debtor(s) has/have authorized me to file it with the court.**

WHEREFORE, the Proponent requests that the court approve the modification to the Chapter 13 Plan as stated herein.

Respectfully submitted and dated this Wednesday, February 11, 2015.

By: /s/ Andrew Mark Golanowski
Andrew Mark Golanowski
Attorney for Debtor
Bar #: 1055499

Andrew Mark Golanowski
Law Offices of Peter Francis Geraci
2505 N. Mayfair Road, Suite 101
Wauwatosa, WI 53226
Phone: (414) 475-0100
Fax: (312) 332-6354
Email:wai@geracilaw.com

Rec. No: «c_recordno»
WD - MOT - Motion to Modify Chapter 13 Plan After Confirmation with Cert of Service

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN**

Case No.: 14-25236
Judge: SVK
Chapter: Chapter 13

In Re: Donald Habermehl

CERTIFICATE OF SERVICE

The undersigned, an Attorney, does hereby certify that a copy of this Certificate of Service and a copy of the attached Notice and Request to Modify Chapter 13 Plan were mailed First Class to the persons mentioned below, at their respective addresses, postage prepaid, by U.S. Mail in Milwaukee, WI on Wednesday, February 11, 2015:

SEE ATTACHED LIST

Donald Habermehl
5136 W. Plainfield Ave.
Milwaukee, WI 53220

Additionally, the documents referenced above were also served via electronic means on the following individuals on Wednesday, February 11, 2015:

United States Trustee
Eastern District of Wisconsin
517 E. Wisconsin Ave.
Milwaukee, WI 53202

Mary B. Grossman
Chapter 13 Trustee
P.O. Box 510920
Milwaukee, WI 53203

Dated this Wednesday, February 11, 2015.

By: /s/ Andrew Mark Golanowski
Andrew Mark Golanowski
Attorney of the Debtor
Bar #: 1055499

Andrew Mark Golanowski
Law Offices of Peter Francis Geraci
2505 N. Mayfair Road, Suite 101
Wauwatosa, WI 53226
Phone: (414) 475-0100
Fax: (312) 332-6354
Email:wal@geracilaw.com

Label Matrix for local noticing

0757-2

Case 14-25236-svk

Eastern District of Wisconsin

Milwaukee

Wed Feb 11 14:58:56 CST 2015

Bayview Financial Loan

Attn: Bankruptcy Dept.

4425 Ponce De Leon Blvd

Coral Gables, FL 33146-1873

Green Tree Servicing LLC

1400 Turbine Drive, Suite 200

Rapid City, SD 57703-4719

BAYVIEW LOAN SERVICING, LLC

4425 PONCE DE LEON BLVD, 5TH FLOOR

CORAL GABLES, FLORIDA 33146-1837

Blommmer Peterman, S.C.

2012CV001307

13700 W. Greenfield Avenue

Brookfield, WI 53005-7159

Equifax

Attn: Bankruptcy Dept.

PO Box 740241

Atlanta, GA 30374-0241

Experian

Attn: Bankruptcy Dept.

PO Box 2002

Allen, TX 75013-2002

Falls Collection SVC

Attn: Bankruptcy Dept.

Po Box 668

Germantown, WI 53022-0668

Gray & Associates

2013CV008494

16345 West Glendale Dr.

New Berlin, WI 53151-2841

(c)GREEN TREE SERVICING

ATTN: BANKRUPTCY DEPT.

332 MINNESOTA ST STE E610

SAINT PAUL MN 55101-1311

(p)GREENTREE SERVICING LLC

BANKRUPTCY DEPARTMENT

P O BOX 6154

RAPID CITY SD 57709-6154

Green Tree Servicing, LLC

PO BOX 0049

Palatine, IL 60055-0049

Telephone number: 888-298-7785

Land Home Financial Services

PO Box 25184

Santa Ana, CA 92799-5184

Milwaukee County Circuit Court

2012CV001307

901 N. 9th ST.

Milwaukee, WI 53233-1425

Milwaukee County Circuit Court

2013CV008494

901 N. 9th ST.

Milwaukee, WI 53233-1425

Office of the U. S. Trustee

517 East Wisconsin Ave.

Room 430

Milwaukee, WI 53202-4510

Seterus

Attn: Bankruptcy Dept.

14523 Sw Millikan Way St

Beaverton, OR 97005-2352

Transunion

Attn: Bankruptcy Dept.

PO Box 1000

Chester, PA 19016-1000

UrgiMed Walk In Medical Clinic

Falls Collection Svc.

P.O. Box 668

Germantown, WI 53022-0668

Abraham Pinon

Geraci Law L.L.C.

55 E. Monroe St. Suite #3400

Chicago, IL 60603-5920

Donald David Habermehl Jr.

5136 W Plainfield Ave

Milwaukee, WI 53220-3210